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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA Commercial Mortgage Company,

USA Capital Realty Advisors, LLC,¹

USA Capital Diversified Trust Deed Fund,
LLC,

USA Capital First Trust Deed Fund, LLC,²

USA Securities, LLC,³

Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**NOTICE OF HEARING ON
MOTION FOR APPROVAL OF
COMPROMISE SETTLEMENT OF
CLAIMS FILED BY HOMFELD II,
LLC AND EDWARD W. HOMFELD
(with Certificate of Service)**

Date of Hearing: March 17, 2011
Time of Hearing: 2:00 p.m.
Estimate Time for Hearing: 10 minutes

NOTICE IS HEREBY GIVEN that a Motion for Approval of Compromise
Settlement of Claims Filed by Homfeld II, LLC and Edward W. Homfeld [DE 8277] was

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

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1 filed on February 15, 2011, by USACM Liquidating Trust. The Motion requests that the
2 Court approve their compromise agreement and grant the Motion.

3 **NOTICE IS FURTHER GIVEN** that if you do not want the court to grant the
4 request sought in the Motion, or if you want the court to consider your views on the
5 Motion, then you must file an opposition with the court, and serve a copy on the person
6 making the Motion ***no later than 14 days*** preceding the hearing date for the motion, unless
7 an exception applies (see Local Rule 9014(d)(3)). The opposition must state your position,
8 set forth all relevant facts and legal authority, and be supported by affidavits or
9 declarations that conform to Local Rule 9014(c).

10
11 If you object to the relief requested, you *must* file a **WRITTEN** response to
12 this pleading with the court. You *must* also serve your written response on the person
13 who sent you this notice.

14 If you do not file a written response with the court, or if you do not serve your
15 written response on the person who sent you this notice, then:

- 16 • The court may *refuse to allow you to speak* at the scheduled hearing; and
- 17 • The court may *rule against you* without formally calling the matter at the hearing.

18 **NOTICE IS FURTHER GIVEN** that the hearing on the said Motion will be held
19 before a United States Bankruptcy Judge, in the Foley Federal Building, 300 Las Vegas
20 Boulevard South, Third Floor, Bankruptcy Courtroom No. 1, Las Vegas, Nevada 89101 on
21 **March 17, 2011, at the hour of 2:00 p.m.**

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Dated: February 15, 2011

LEWIS AND ROCA LLP

By: /s/ JH (#18024)

Robert M. Charles, Jr., NV 6593

John Hinderaker, AZ 18024 (*pro hac vice*)

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Counsel for USACM Liquidating Trust

Copy of the foregoing served on
February 15, 2011, via e-mail or first
class postage prepaid U.S. mail to all
parties listed on the Post Effective Date
Service List on file with this Court, and
a copy to

Edward W. Homfeld
2515 N. Atlantic Blvd.,
Fort Lauderdale, FL 33305

s/Marilyn Schoenike
Lewis and Roca LLP